

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
WESTERN DIVISION**

**UNITED STATES OF AMERICA,**

**VS.**

**CRIMINAL ACTION NO. 3:05CR102-P-A**

**SHERRY LOUGH,**

**DEFENDANT.**

**SECOND TRIAL CONTINUANCE**

This matter comes before the court upon Defendant Sherry Lough's Motion to Continue Trial Settings and Scheduling Order Deadlines [25-1]. Upon due consideration of the motion, the court finds as follows, to-wit:

The motion is well-taken and should be granted. Trial is currently set for December 5, 2005. Defense counsel avers he has a prior trial setting that conflicts with the trial date currently set in this matter. The Government has no objection to the continuance.

The above circumstances enable the Court to exclude, pursuant to 18 U.S.C. section 3161(h)(8)(A), the period of delay from December 5, 2005 until the new trial date to be set in this matter. The time is excludable under subsection (h)(8)(A) because, given the circumstances described above, a continuance is necessary to afford the defendant's counsel more time to adequately prepare for his client's defense. As such, the ends of justice served by the granting of this continuance outweigh the best interests of the public and the defendant in a speedy trial.

**IT IS THEREFORE ORDERED AND ADJUDGED** that:

(1) Defendant Sherry Lough's Motion to Continue Trial Settings and Scheduling Order Deadlines [25-1] is hereby **GRANTED**;

(2) Trial of this matter is continued until Monday, January 23, 2006 at 9:00 a.m. in the United

States Courthouse in Greenville, Mississippi;

(3) The delay from December 5, 2005 to January 23, 2006 is excluded as set out above;

(4) The deadline for filing pretrial motions is January 2, 2006; and

(5) The deadline for submitting a plea agreement is January 9, 2005.

**SO ORDERED**, this 22<sup>nd</sup> day of November, A.D., 2005.

/s/ W. Allen Pepper, Jr. \_\_\_\_\_  
W. ALLEN PEPPER, JR.  
UNITED STATES DISTRICT JUDGE